

RECEIVED
CENTRAL FAX CENTER N1085-90149
JAN 17 2006 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Chi-An Kao et al.

Examiner: Khiem D. Nguyen

Group Art Unit: 2823

For: CONSTANT AND REDUCIBLE
HOLE BOTTOM CD IN
VARIABLE POST-CMP
THICKNESS AND AFTER-
DEVELOPMENT-INSPECTION
CD

Confirmation No. 8353

Serial No.: 10/661,793

**REQUEST FOR CONTINUED
EXAMINATION UNDER 37 CFR §1.114**

Filed: 09/12/2003

Atty. Docket No.: TS01-1037

CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8

I hereby certify that this document (and any documents referred to therein) are being sent by facsimile to (571) 273-8300 addressed to the following: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 17, 2006

By: Maria E. Provencio

Maria E. Provencio

Examiner Khiem D. Nguyen
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114a. ☒ Previously submittedi. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 19, 2005 (copy attached).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed oniii. ☐ Other: _____b. ☐ Enclosedi. ☐ Amendment/Reply

**N1085-90149
PATENT**

- ii. ☐ Affidavit(s)/Declaration(s)
iii. ☐ Information Disclosure Statement (IDS)
iv. ☒ Other: Petition for Extension of Time Under 37 CFR 1.136(a)

2. Filing Fees

| Description | Fee Code | Claims | Extra | Rate | Fee |
|--------------------|----------|--------|-------|--------|--------|
| RCE Fee | 1801 | | | | \$790. |
| Independent Claims | 1201 | | | \$100= | |
| Total Claims | 1202 | | | \$25 = | |

Fees Due\$790.00

3. **Additional fees:** Request for Extension of Time for one (1) month from December 19, 2005 to January 19, 2006 pursuant to 37 CFR §1.17(a)(3)..... **\$120.00**

Total Fees Paid..... \$910.00**4. Payment of Fees**

☒ The Commissioner is hereby authorized to charge the above fees and any other fees necessary to give this filing effect and to credit any overpayment of fees which may be required under 37 CFR §1.16 and §1.17, to Deposit Account No. 04-1679, referencing Atty. Docket No. TS01-1037. A duplicate of this sheet is enclosed for this purpose.

5. Address all future communications to:

Customer No. 08933
Mark J. Marcelli
DUANE MORRIS LLP
30 S. 17th Street
Philadelphia, Pennsylvania 19103-4196

6. Other documents enclosed herewith:

☐ Change of Correspondence Address

Dated: January 17, 2006

DUANE MORRIS LLP
101 West Broadway, Suite 900
San Diego, CA 92101
Telephone: (619) 744-2200/Facsimile: (619) 744-2201

Respectfully submitted,

By: 

Mark J. Marcelli,
Registration No. 36,593
Attorney for Applicants

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1. **Submission required under 37 C.F.R. § 1.114**

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 19, 2005 (copy attached).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other: _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

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PATENT**

- ii. ☐ Affidavit(s)/Declaration(s)
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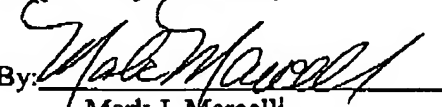
6. Other documents enclosed herewith:

☐ Change of Correspondence Address

Dated: January 17, 2006

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 101 West Broadway, Suite 900
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 Telephone: (619) 744-2200/Facsimile: (619) 744-2201

Respectfully submitted,

By: 
 Mark J. Marcelli,
 Registration No. 36,593
 Attorney for Applicants

DUANE MORRIS LLP
101 WEST BROADWAY, SUITE 900
SAN DIEGO, CA 92101
PHONE: 619.744.2200
FAX: 619.744.2201

Attorney Docket No.: TS01-1037
N1085-90149

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FACSIMILE TRANSMITTAL SHEET

In re application of: Chi-An Kao et al.

Examiner: Khiem D. Nguyen

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Group Art Unit: 2823

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For: CONSTANT AND REDUCIBLE HOLE BOTTOM CD IN VARIABLE POST-CMP
THICKNESS AND AFTER-DEVELOPMENT-INSPECTION CD

To: Examiner Khiem D. Nguyen
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FACSIMILE NUMBER: 571-273-8300

**CONFIRMATION
TELEPHONE:**

FROM: Mark J. Marcelli

DIRECT DIAL: 619.744.2243

DATE: January 17, 2006

TOTAL # OF PAGES:
(INCLUDING COVERSHEET)

MESSAGE:

(in duplicate)
Attached please find: 1) Request for Continued Examination Under
37 CFR §1.114, 2) Petition for a One Month Extension and 3) copy
of previously filed Response filed on September 19, 2005.

NOTE: Original will not follow

CONFIDENTIALITY NOTICE

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If there is a problem with this transmission, please call us as soon as possible at 619.744.2200.